

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
PETER FITZSIMONS, REGINA ANN DEVLIN  
FITZSIMONS, BERNADETTE EILEEN  
FITZSIMONS, and CAITLIN PATRICIA  
FITZSIMONS,

Plaintiffs,

-against-

NEW YORK CITY DISTRICT COUNCIL OF  
CARPENTERS AND JOINERS OF AMERICA,  
NEW YORK CITY DISTRICT COUNCIL OF  
CARPENTERS PENSION FUND, NEW YORK  
CITY DISTRICT COUNCIL OF CARPENTERS  
WELFARE FUND, JOSEPH A. GEIGER AS  
TRUSTEE, KRISTIN O'BRIEN as EXECUTIVE  
DIRECTOR OF THE NEW YORK CITY  
DISTRICT COUNCIL OF CARPENTERS  
BENEFIT FUNDS, and F. JOSIAH LEICHT as  
COMPLIANCE OFFICER of the NEW YORK  
CITY DISTRICT COUNCIL OF CARPENTERS  
AND JOINERS OF AMERICA,

Defendants.

ANALISA TORRES, District Judge:

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 2/9/2022

21 Civ. 11151 (AT)

**INITIAL PRETRIAL  
SCHEDULING ORDER**

1. Counsel for all parties are directed to submit a joint letter and a jointly proposed Case Management Plan and Scheduling Order by **February 28, 2022**, in accordance with Rule 16 of the Federal Rules of Civil Procedure and the instructions set forth below.

2. **COUNSEL FOR PLAINTIFF IS DIRECTED TO IMMEDIATELY SEND A COPY OF THIS ORDER AND THE COURT'S INDIVIDUAL PRACTICES TO ALL PARTIES.**

3. This case has been designated for electronic case filing. By the deadline for submissions, counsel for all parties are required to register as ECF filers and file a notice of appearance in accordance with the Electronic Case Filing Rules & Instructions (<https://nysd.uscourts.gov/electronic-case-filing>).

4. The parties are directed to submit a joint letter addressing the following in separate paragraphs: (1) a brief description of the case, including the factual and legal bases for the claim(s) and defense(s), (2) any contemplated motions, and (3) the prospect for settlement.

5. The parties are directed to submit with their joint letter a jointly proposed Case Management Plan and Scheduling Order. The parties are directed to consult the Court's Individual Practices and model Case Management Plan and Scheduling Order, which are available at <https://nysd.uscourts.gov/hon-analisa-torres>. The joint letter shall be filed electronically on ECF, with a courtesy copy, clearly marked as such, e-mailed to chambers in accordance with the Court's Individual Practices (*See* Rule I.B). The proposed Case Management Plan and Scheduling Order shall be e-mailed to chambers ([Torres\\_nysdchambers@nysd.uscourts.gov](mailto:Torres_nysdchambers@nysd.uscourts.gov)).

6. Requests for adjournment of the deadline for the above submissions will be considered only if made in writing and in accordance with the Court's Individual Practices (*See* Rule I.C).

7. The parties are advised that the Court requires pre-motion letters before a motion is filed (*See* Rules III.A–C).

8. If this case has been settled or otherwise terminated, counsel are required to notify the Court—**before the deadline for the above submissions**—by calling (212) 805-0292 and must e-mail a stipulation of discontinuance, voluntary dismissal, or other proof of termination to the Orders and Judgments Clerk ([judgments@nysd.uscourts.gov](mailto:judgments@nysd.uscourts.gov)).

SO ORDERED.

Dated: February 9, 2022  
New York, New York



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ANALISA TORRES  
United States District Judge